

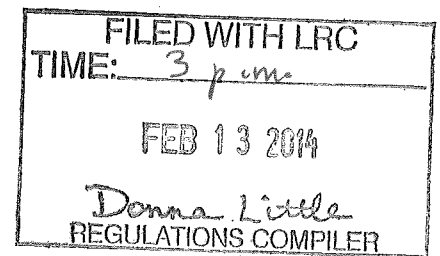
## **301 KAR 2:126**

### **REPEAL OF 301 KAR 2:125**

This administrative regulation establishes small game and furbearer hunting season requirements on certain federal areas.

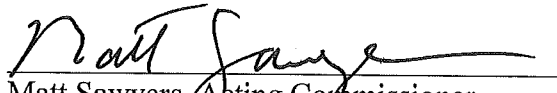
#### **Significant Changes**

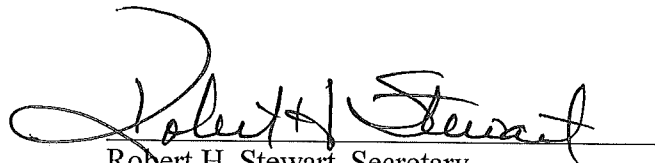
This administrative regulation will repeal 301 KAR 2:125. The repeal of 301 KAR 2:125 is necessary because the contents of 2:125 will be merged within 301 KAR 2:049, Small game and furbearer hunting and trapping on public and other federal areas.



1 Tourism, Arts and Heritage Cabinet  
2 Kentucky Department of Fish and Wildlife Resources  
3 (Repealer)  
4 301 KAR 2:126. Repeal of 301 KAR 2:125.  
5 RELATES TO: KRS 150.010, 150.025(1), 150.092(1), 150.250, 150.370, 150.680, 150.990  
6 STATUTORY AUTHORITY: KRS 150.025(1)  
7 NECESSITY, FUNCTION, AND CONFORMITY: KRS 150.025(1) authorizes the department  
8 to promulgate administrative regulations establishing seasons for taking wildlife, and to make  
9 these administrative regulations apply to a limited area or to the entire state. The administrative  
10 regulation is being repealed because the language is being incorporated into 301 KAR 2:049.  
11 Section 1. 301 KAR 2:125, Small game and furbearer hunting on federal areas, is hereby  
12 repealed.

Approved by the Fish and Wildlife Commission

  
Matt Sawyers, Acting Commissioner  
Department of Fish and Wildlife Resources

  
Robert H. Stewart, Secretary  
Tourism, Arts and Heritage Cabinet

Date: 2/11/14

**PUBLIC HEARING AND PUBLIC COMMENT PERIOD:** A public hearing on this administrative regulation shall be held on March 21, 2014, at 10 a.m. at the Department of Fish and Wildlife Resources in the Commission Room of the Arnold L. Mitchell Building, #1 Sportsman's Lane, Frankfort, Kentucky. Individuals interested in attending this hearing shall notify this agency in writing by five business days prior to the hearing of their intent to attend. If no notification of intent to attend the hearing is received by that date, the hearing may be canceled.

This hearing is open to the public. Any person who attends will be given an opportunity to comment on the proposed administrative regulation. A transcript of the public hearing will not be made unless a written request for a transcript is made.

If you do not wish to attend the public hearing, you may submit written comments on the proposed administrative regulation by March 31, 2014.

Send written notification of intent to attend the public hearing or written comments on the proposed administrative regulation to:

Rose Mack  
Department of Fish and Wildlife Resources  
Arnold L. Mitchell Building  
#1 Sportsman's Lane  
Frankfort, Kentucky 40601  
(502) 564-3400 FAX (502) 564-0506  
fwpubliccomments@ky.gov

## REGULATORY IMPACT ANALYSIS AND TIERING STATEMENT

301 KAR 2:126. Repeal of 301 KAR 2:125

Contact Person: Rose Mack

(1) Provide a brief summary of:

- (a) What this administrative regulation does: This administrative regulation establishes small game and furbearer hunting season requirements on certain federal areas.
- (b) The necessity of this administrative regulation: This administrative regulation is necessary to provide reasonable hunting opportunity within statewide frameworks and federal restrictions on certain areas.
- (c) How this administrative regulation conforms to the content of the authorizing statutes: KRS 150.025(1) authorizes the department to promulgate administrative regulations to establish open seasons for the taking of wildlife, to regulate bag limits and methods of take, and to make these requirements apply statewide or to a limited area.
- (d) How this administrative regulation currently assists or will assist in the effective administration of the statutes: This administrative regulation assists in the administration of the statutes by providing public hunting opportunity for small game and furbearers on certain federal areas in order to be compliant with special federal requirements.

(2) If this is an amendment to an existing administrative regulation, provide a brief summary of:

- (a) How the amendment will change this existing administrative regulation: N/A. This regulation will repeal 301 KAR 2:125.
- (b) The necessity of the amendment to this administrative regulation: The repeal of 301 KAR 2:125 is necessary because the contents of 2:125 will be merged within 301 KAR 2:049, Small game and furbearer hunting and trapping on public and other federal areas.
- (c) How the amendment conforms to the content of the authorizing statutes: See (1) (c) above.
- (d) How the amendment will assist in the effective administration of the statutes: See (1) (d) above.

(3) List the type and number of individuals, businesses, organizations, or state and local governments affected by this administrative regulation: N/A

(4) Provide an analysis of how the entities identified in question (3) will be impacted by either the implementation of this administrative regulation, if new, or by the change, if it is an amendment, including:

- (a) List the actions that each of the regulated entities identified in question (3) will have to take to comply with this administrative regulation or amendment: N/A
- (b) In complying with this administrative regulation or amendment, how much will it cost each of the entities identified in question (3): N/A
- (c) As a result of compliance, what benefits will accrue to the entities identified in question (3): N/A

(5) Provide an estimate of how much it will cost the administrative body to implement this administrative regulation:

- (a) Initially: There will be no cost initially.

(b) On a continuing basis: There will be no cost on a continuing basis.

(6) What is the source of the funding to be used for the implementation and enforcement of this administrative regulation: The source of funding is the state Game and Fish fund.

(7) Provide an assessment of whether an increase in fees or funding will be necessary to implement this administrative regulation, if new, or by the change if it is an amendment. N/A. This is a repealer regulation.

(8) State whether or not this administrative regulation established any fees or directly or indirectly increased any fees: N/A. This is a repealer regulation.

(9) TIERING: Is tiering applied? N/A

## FISCAL NOTE ON STATE OR LOCAL GOVERNMENT

Regulation Number: 301 KAR 2:126

Contact Person: Rose Mack

Phone number: (502) 564-3400

(1) What units, parts, or divisions of state or local government (including cities, counties, fire departments, or school districts) will be impacted by this administrative regulation?

(2) Identify each state or federal statute or federal regulation that requires or authorizes the action taken by the administrative regulation. KRS 150.025(1).

(3) Estimate the effect of this administrative regulation on the expenditures and revenues of a state or local government agency (including cities, counties, fire departments, or school districts) for the first full year the administrative regulation is to be in effect.

(a) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for the first year? N/A

(b) How much revenue will this administrative regulation generate for the state or local government (including cities, counties, fire departments, or school districts) for subsequent years? N/A

(c) How much will it cost to administer this program for the first year? N/A

(d) How much will it cost to administer this program for subsequent years? N/A

Note: If specific dollar estimates cannot be determined, provide a brief narrative to explain the fiscal impact of the administrative regulation.

Revenues (+/-):

Expenditures (+/-):

Other Explanation: